UNITED STATES DISTRICT COURT 1 2 DISTRICT OF NEVADA 3 ROBERT ECKERT, 4 CASE NO. 3:08cv-00643-LRH-RAM Plaintiffs. 5 STIPULATION FOR v. 6 **EXTENSION OF TIME TO** THE T.J.X. COMPANIES, RESPOND TO DEFENDANT 7 THE T.J.X. COMPANIES, INC. 8 **MOTION TO DISMISS**; ORDER (SECOND REQUEST) 9 Defendants. 10 11 COME NOW Plaintiffs Robert Eckert, by and through his attorney, KEN 12 13 McKENNA, ESO, and Defendant The T.J.X. Companies, by and through their attorney of 14 record, SUSAN HEANEY HILDEN and hereby stipulate the Plaintiff be granted an 15 extension of time up to and including Friday, March 27, 2009 to respond to the pending 16 Motion to Dismiss. This request is not intended for the purpose of delay. Rather, the 17 parties are attempting to reach a settlement of this matter. 18 19 DATED: March 23 , 2009. 20 BY: KENNETH J. McKENNA, ESO. 21 Attorney for Plaintiff 22 DATED: March 23, 2009. 23 24 BY: 25 LITTLER MENDELSON Attorney for Defendant, 26 THE T.J.X. COMPANIES 27 28

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IT IS SO ORDERED:

It is hereby ordered that Plaintiffs shall have up to and including March 27, 2009 to file their responsive pleading to the Defendant The T.J.X. Companies pending Motion to Dismiss.

DATED this 24th day of March, 2009.

LARRY R. HICKS UNITED STATES DISTRICT JUDGE